Case 2:22-cv-00065-Z-BR Document 12 Filed 01/26/23 Page 1 of 1 PageID 30

## IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS AMARILLO DIVISION

RT AS CLERK, U.S. DISTRICT COURT SHOWN AS CLERK, U.S. DISTRICT COURT

## ORDER ADOPTING FINDINGS, CONCLUSIONS, AND RECOMMENDATION AND DISMISSING CIVIL RIGHTS CLAIM

Before the Court are the findings, conclusions, and recommendation of the United States Magistrate Judge to dismiss for want of prosecution the civil rights claim filed by the Plaintiff in this case. (ECF 9). The Court received Plaintiff's untimely-filed objections thirty-five days after the deadline. (ECF 11). Plaintiff may file a motion to reopen his case or file anew, either choice also necessitating Plaintiff to pay the requisite filing fee.

After making an independent review of the pleadings, files, and records in this case, the Court concludes that the findings, conclusions, and recommendation of the Magistrate Judge are correct. It is therefore **ORDERED** that the findings, conclusions, and recommendation of the Magistrate Judge are **ADOPTED**, the motions for leave to proceed *in forma pauperis* and for appointment of counsel are **DENIED**, and the case is **DISMISSED WITHOUT PREJUDICE**.

IT SO ORDERED.

Entered January \_\_\_\_\_\_\_\_, 2023.

MATTHEW J. KACSMARYK UNITED STATES DISTRICT JUDGE